

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1250 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 36-7-14-1 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. **(a)** This
- 5 chapter applies to all units except:
- 6 (1) counties having a consolidated city, and units in those
- 7 counties, **except those units described in subsection (b);** and
- 8 (2) townships.
- 9 **(b) This chapter applies to an excluded city (as defined in IC**
- 10 **36-3-1-7) that adopts an ordinance electing to be governed by this**
- 11 **chapter and establishes a redevelopment commission under section**
- 12 **3 of this chapter. Upon the adoption of an ordinance under this**
- 13 **subsection:**
- 14 **(1) a blighted area;**
- 15 **(2) an economic development area; or**
- 16 **(3) an allocation area previously established under IC 36-7-**
- 17 **15.1-37 through IC 36-7-15.1-58;**
- 18 **continues in full force and effect as if the area had been created**
- 19 **under this chapter.**
- 20 **(c) A:**
- 21 **(1) a blighted area;**
- 22 **(2) an economic development area; or**
- 23 **(3) an allocation area previously established under IC 36-7-**
- 24 **15.1-37 through IC 36-7-15.1-58;**
- 25 **described in subsection (b) is subject to the jurisdiction of the**

1 **redevelopment commission established under section 3 of this**  
2 **chapter and is not subject to the jurisdiction of the commission (as**  
3 **defined in IC 36-7-15.1-37).**

4 SECTION 2. IC 36-7-14-16 IS AMENDED TO READ AS  
5 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) **This**  
6 **subsection does not apply to the redevelopment commission of an**  
7 **excluded city described in section 1(b) of this chapter.** After  
8 adoption of a resolution under section 15 of this chapter, the  
9 redevelopment commission shall submit the resolution and supporting  
10 data to the plan commission of the unit, or if there is no plan  
11 commission, then to the body charged with the duty of developing a  
12 general plan for the unit, if there is such a body. The plan commission  
13 may determine whether the resolution and the redevelopment plan  
14 conform to the plan of development for the unit and approve or  
15 disapprove the resolution and plan proposed. The redevelopment  
16 commission may amend or modify the resolution and proposed plan  
17 in order to conform them to the requirements of the plan commission.  
18 The plan commission shall issue its written order approving or  
19 disapproving the resolution and redevelopment plan, and may, with  
20 the consent of the redevelopment commission, rescind or modify that  
21 order.

22 (b) **This subsection does not apply to the redevelopment**  
23 **commission of an excluded city described in section 1(b) of this**  
24 **chapter.** The redevelopment commission may not proceed with the  
25 acquisition of a blighted area until the approving order of the plan  
26 commission is issued and approved by the municipal legislative body  
27 or county executive.

28 (c) In determining the location and extent of a blighted area  
29 proposed to be acquired for redevelopment, the redevelopment  
30 commission and the plan commission of the unit shall give  
31 consideration to transitional and permanent provisions for adequate  
32 housing for the residents of the area who will be displaced by the  
33 redevelopment project.

34 (d) **A redevelopment commission in an excluded city that is**  
35 **exempt from the requirements of subsections (a) and (b) shall**  
36 **submit the resolution and supporting data to the municipal**  
37 **legislative body of the excluded city. The municipal legislative body**  
38 **may:**

- 39 (1) **determine if the resolution and the redevelopment plan**  
40 **conform to the plan of development for the unit; and**  
41 (2) **approve or disapprove the resolution and plan**  
42 **proposed."**

43 "SECTION 2. IC 36-7-15.1-37 IS AMENDED TO READ AS  
44 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 37. (a) As used  
45 in this section and sections 38 through 58 of this chapter:

46 "City" or "excluded city" refers to an excluded city (as defined  
47 in IC 36-3-1-7) **but does not refer to an excluded city described in**  
48 **IC 36-7-14-1(b).**

49 "Commission" refers to the metropolitan development  
50 commission acting as the redevelopment commission of an excluded  
51 city.

52 (b) **Sections 38 through 58 of this chapter do not apply to an**

- 1 **excluded city described in IC 36-7-14-1(b).".**
- 2 Renumber all SECTIONS consecutively.  
(Reference is to HB 1250 as printed January 28, 2005.)

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Representative BUELL